NEW YORK, WEDNESDAY JULY 2, 1902.

"Circulation Books Open to All."

RACING-BASEBALL GENERAL

SPORTING NEWS ON PAGE 4.

PRICE ONE CENT.

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WITNESSES TELL OF THE GOOD GROUND TRAGEDY.

Miss Pearsall Describes Quarrel on the Night of June 9-Jealousy Was Disbrow's Motive, District-Attorney Declares—Case Against Prisoner Outlined-Mrs. Clarence Foster Hears the Testimony- Court-Room Crowded.

GOOD GROUND, July 2.— lived in East Quogue and was a life-saver by occupation.

Caffrey told of his discovering the body and towing it ashore. He said that he was very careful in lifting the body from the water not to injure it. ternoon by witnesses for the HIRED A RIG.

June 9 and the alleged invitation for a boat ride.

Shortly after the proceedings opened in Union Hall, before Justice Foster, District-Attorney Smith declared that the prosecution has enough evidence to show that Clarence Foster and Sarah Lakes of the Clarence Foster of the Pressnes Setween the Brooklyn and Philadelphia teams, some the Brooklyn and Philadelphia teams, seemed to be a great magnet, for the rooters came to these grounds in much larger numbers this afternoon to witness the game of the present Assemble of the Clarence at the body.

A. I did not.

Squires swore to his testimony and was excused.

Willis Wells, a Hveryman of Good Ground, was next called. He testified to having known both Foster and Dimple Lakes the game of the present deams.

The double victory the Trolley Dodgers got from the Quakers yeardes had a great magnet, for the rooter came to these game of the present and policy and the poly.

The double victory the Troll anger and jealousy and that this were driving toward Hampton second place before starting on the OWN LIPS.

Mrs. Clarence Foster, widow of the man who was slain by the prisoner, according to the prosecution,

DEFENSE'S PLEA.

WEATHER FORECAST. TO-NIGHT'S EVENTS.

Forecast for the thirty-six hours ending at S P. M. Thurs. day for New York City and vicinity: Fair to-night; Thursday partly cloudy; warmer; fresh south winds. tional Alliance.

#35.50 to Minneapolis and Return Low Rates to Denver, Colorado via Fennsylvania Raliroso, account annual metalog National Educational Association. Tickets of the round trip via Pennsylvania Raliroso, mic July 5 to 2. ** \$35.50 to Minneapolis and Return

State.

The most important testimony was that of Miss Ella Pearsall, whose narrative was concerning the alleged quarrel between Disbrow and Foster on the night of Drow and Foster on the Night Square of Drow and Philadelphia teams, Drow an

Pines Inn. I next saw my rig Tuesmotive was established by a day morning at about 9.30 o'clock carriage I found a gray cap."

The prisoner accused of the double murder was brought into court at 9.30 by Sheriff Wells. Lawyer Rowland Miles accompanied him.

The court-room was crowded almost like an "L" express during the rush hours.

Mrs. Clarence Foster, widow of the double murder accused of the double murder was next called and Coroner John Nugent was next called and Coroner John Nugent was next called and Coroner John Nugent was next called moment he selected Dugglesby. Handon trotted out big Jimmy Hughes to unload his collection of benders at William Penn's representatives.

Q. How long were you examining the body? A. Fifteen minutes.
Q. Did you see any abrasion over his eye? A. I did not. The face was smooth. The skin was absolutely unbroken.

Thomas lifted a foul fly to Irwin.

day.
Q. What did your examination consist of? A. The same as with Foster.
Q. Did you examine her body? A. The head and chest. The head was

quite swollen.
Miss Ellen K. Pearsall was the next

"We have in Mr. Corw."

"We show that wo one person came back in the boat. We show that young foster was wounded over the ave: that he was bleeding from the nose and eyes.

"We have in Mr. Corw."

"We show that only one person came brow answered 'Yes.' 'And you'll meet us at the wharf,' said Foster, 'Yes.' said Mr. Disbrow. 'And you won't come back?' said Foster, and Disbrow answered 'No.'

"Then I heard heavy and quick steps down the stairway," said Miss Pearsall, 'Mand the doors banged."

"Then I heard heavy and quick steps down the stairway," said Miss Pearsall, 'Mand the doors banged."

"I do," was the reply. "He never was guilty of neglect of duty to my knowledge. He always obeyed my orders."

The controversy between Mr. Rosalsky and Inspector Cross grew warmer as the trial advanced. Mr. Rosalsky to detense."

"I do," was the reply. "He never was guilty of neglect of duty to my knowledge. He always obeyed my orders."

The controversy between Mr. Rosalsky and Inspector to state a specific instance when he had made a complaint against Capt. Diamond, but was unable to do so. He admitted that said that she remained awake from the sai

I ask that you deny the motion of the defense."

MOTION DENIED.

Judge Foster denied the defense's motion, and the first witness called was John Caffrey, the boatman, who found Foster's body in Tianna B.y. Caffrey said that she remained awake from the time that she heard the good-by until she heard the steps on the lawn and even later. This did not consume more said he was fifty-two years of age and

Real Estate Owners' Protective Association, meeting. Meeting in interest of the work of B'nat B'rith, Educa-

GIANTS PLAY BOSTONS: PHILLIES IN BROOKLYN. KILLED BEFORE HIS MOTHER

is Played at Wash-Quakers Being Able to Score in First Five Innings.

Thomas of.
Barry rf.
Hulswitt, ss.
Dooin, c.
Douglass, 1b.
Browne, lf.
Hallman 3b.
Childs, 2b.

Lawrence were murdered; that drove by accompanied by Miss their practice for the last ten days. the motive for the murder was Lawrence and the defendant. They

statement FROM DISBROW'S when it was brought to my place Hanion's crowd to-day and went at

Thomas lifted a foul fly to Irwin Dolan got Barry's short fly. Hulswit

(Continued on Fourth Page.)

Inspector Defends Capt. Diamond and Says He Was a Good Officer - Criticises

The trial of Sergt. James Churchill for neglect of duty while acting Cap-tain of the East Fifth street station, was resumed at Police Headquarters this afternoon. The examination of

Justice Foster sat at the head of a long table. At his right sat District Attorney Smith. Beside the District Attorney was Detective iFfelds, who had brought into court the exhibitate the oars, blankets, &c.

Sheriff Wells and Disbrow sat at the Justice's left. Lawyer Miles sat at his client's side. At the foot of the table sat Coroner Nugent.

As soon as Justice Foster opened court Lawyer Miles made the customary motion for a dismissal. The depositions he said, failed to show sufficient facts to warrant the belief that a crime had been committed, further, that the Court had no foundation to proceed upon such deposition.

The District-Attorney jumped to his feet:

"I't is not necessary," said he "that the depositions or information furnish absolute proof. They show that a crime may have been committed."

The District-Attorney then quoted law to establish his position.

"We have first," he continued, "the depositions of Miss Pearsall, that tells of the quarrel in the room and that Disbrow did not return after leavings the houses.

"The read and chest. The head was miles was the next of the head on coupling the house on June 4.

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"We have first," he continued, "the depositions of Miss Pearsall, what tells of the quarrel in the room and that Disbrow did not return after leaving the house of Miss. Pearsall said that she had no noundation to proceed out to the carly morning of June 1 in the course of Miss Pearsall said she also knew Clarence Foster and Dimpy Lawrence.

"I't is not necessary," said he "that the depositions of Miss Pearsall, which depositions of Miss Pearsall, which depositions of Miss Pearsall, and the law to the first stairway. The stairs I heard some the voice of Mr. Foster, "I can't go like the voice In the course of his examination yesundergos a radical change there will b disorderly houses in that district. Questioned on this point by Mr. Rosalsky Inspector said that he desired to modturn after leaving the house at 2.10 A. M. until about dayybreak.

"These people, Foster, Miss Lawerence and Disbrow, were ail aive when they left the house. Disbrow came back alone.

"We have in Walton's deposition the motive—anger and jealousy. The MOTIVE IN THIS DEPISITION COMES FROM DISBROW'S OWN LIPS.
"We have in Mr. Corwn's deposition the fact that two boats go out—only one comes back."

"We have in Mr. Corwn's deposition the fact that two boats go out—only one comes back."

"We show that only one person came back in the boat. We show that young Foster was wounded over the ave: that he was bleeding from the nose and the wines at the wharf, said Foster.

"But I settle this in the morn—ing: A. He did not apply of the east side remains as it is there is bound to be disorderly houses, there and this did not apply to any particular precinct. The Inspector said that he had never made any raids over the head of Capt. Disbrow smiled as the witness said this and looked her in the eye.

"Then I heard Foster say." the witness went on, 'say, if I get the boat will you go with met' Mr. Disbrow answered 'Yes.' 'And you'll for the rows that he was convicted by a jury of neglect of duty?" asked Mr. Rosalsky.

The linspector said that he had never made any raids over the head of Capt. Diamond when that officer was in command of the precinct. There was no necessity, he said, because Capt. Diamond was a good officer.

"You hold this view despite the fact that two boats go out—only one person came back in the boat. We show that young from the nose and this and looked her in the was convicted by a jury of neglect of duty?" asked Mr. Rosalsky.

Brow answered 'Yes.' 'And you'll meet us at the wharf,' said Foster. ify his statement. Wsat he meant to

"I am friendly to Sergt Churchill."
the Inspector went on. "I brought this charge against him because it was my duty and to protect myself. There were places wide open all over the

precinct."
"Did you see places wide open?"
asked Mr. Rosalsky.
"I did not." was the reply.
"Did you ever see ANYTHING wide
open?" shouted Mr. Rosalsky. "I see you wide open now. You're wide open all the time," was the res-

BROOKLYN SAILS.

WASHINGTON, July 2.- The Navy Department has been informed by the Marine Observer at Cape Henry that Marine Observer at Cape Henry Marine Observer at Cape Henry that the flagship Brooklyn, with Rear-Ad-miral Coghian on board and bearing the remains of the late Lord Fauncefote, passed out the Capes at 5.30 this morn-ing on her voyage to Southampton.

Brilliant Fielding Game NEW YORK 103E5.

BROOKLYN, 2: PHILADELPHIA 1.

PHILADELPHIA 0 0 0 0 0 0 0 1-0-1 BROOKLYN 0 0 0 0 0 0 0 0 2-2

LATE RESULTS AT WASHINGTON PARK. Fourth Race-Lucien Appleby 1, Frangible 2, Conundrum. Fifth Race-Jessie Jarboe 1, Vincennes 2, Lennep 3.

AT ST. LOUIS.

Fourth Race-Federalist 1, Wax Taper 2, Salve 3. Fifth Race-Miss Golightly 1, Sea Rover 2, Miss Dora 3,

SUICIDE WITH CYANIDE OF POTASSIUM.

William Desmond, thirty-five years old, killed himself at his nome, No. 208 West Twenty-first street, this afternoon by swallowing cyanide of potassium. No reason except general despondency is known for his act.

HEARD MISS LAWRENCE ASK ABOUT DISBROW.

Miss Pearsall, the last witness to-day in the Disbrow hearing, gave testimony against the prisoner. She said:

"I heard several chairs falling over on the front porch, Sollowed by Miss Lawrence asking: 'What did Louis say: Is he coming?" At daylight I heard Disbrow speak to Shep, the dog, as he went up to his room."

An adjournment was taken until 10 A. M to-morrow.

BUNCOED AT THE BRIDGE.

C. F. Miller, carpenter, of No. 34 Berlin street, Cleveland, at 5.30 o clock this evening was still waiting at the Brooklyn end of the bridge for the return of a short stout man and a tall sum man, who got nim to put \$550 and his round-trip ticket to Germany in a grip the sim man carried. Inen the stex. man and the sum man went to get a cigar and didn't return

CHARGE OF FRAUD AGAINST MUTUAL

RESERVE FUND LIFE ASSOCIATION.

pplication was filed in the United States Circuit Court this afternoon for a receiver for the Mutual Reserve Fund Life Association and the Mutual Reserve Life Insurance Company, of which Frederick A. Burnham is president. It is alleged that in the organization of the insurance company gross frauds were

MR. BURKE'S OWN SUFFERING LED TO \$4,000,000 CHARITY

Friend Reveals Secret of the Establishment of fatally. Convalescents' Home by Philanthropist.

fit of hospital convalescents was told to The Evening World to-day by a close friend of the aged philanthropist. Mr. Burke was himself too ill to talk of the magnificent gift, even if he were well, his friend said, in revealing the secret, it was owing to his natural diffidence and tracting notice to himself.

"Because," said this friend, "Mr. bed, weak from a siege of fever caused by overwork, and to jump into harness again before he was in full health and vigor, he realized fully the condition of thousimilar conditions.

"Mr. Burke is no egotist and it is hard to get him to talk about himself. But from what he has told me at times, I know that his younger days were not with South America and the West In

His wages at first were about two

Why Millionaire John Masterson | had to work hard for the money. He Burke made such a practical charity showed great pluck and determination ter, Rutland; back and side inwhen he gave \$4,000,000 to the City and raised himself steadily. It meant a lot of labor and young Burke never of New York to be used for the bene-spared himself. He grew to be the mainstay of the family as he grew Mass. older and his labor could not falter.

fell ill. He contracted a low fever parsons which ran its course quickly, but left Rutland, him weak and enervated. His employ-ers were kind enough, but almost as soon as Burke was able to be about they expected him to return to his work. doubtful if he would talk about it, He was far from able, but fearing that perhaps his nosition depended on it, he desire to benefit others without at- fit condition, and for a couple of years he suffered in consequence. He had a pretty hard time of it, I guess, and I Burke himself knew what it was am sure the memory of those weary days was the cause of his generous

"If he could have had a month to reright, but unfortunately for him the was not then founded. Everybody apsands of working-people under preciates the vast amount of good the Burke fund is going to accomplish, and I know that Mr. Burke will die happy in the knowledge.

easy. At a very early age young Burke years past Mr. Burke has been in a got work with a concern on South street quandry how to give away his millions to the best advantage of the deserving

New Yorkers, with Mathewson as Pitcher, Wake Up and Play Good Baseball, Scoring Twice While the Beaneaters AreGoose Egged in First Four Innings.

The	Batting	Order.
New York.	Boston.	
Brodie cf.	Cooley, cf.	
Dunn, 3b.	Tenney, 1b.	
Jones, Mr.	Demont, 2b.	
O'Hagan, 1b.	Carney, rf.	
Bowerman, c.	Courtney, If.	
Smith, 2b.	Greminger, 3b.	
Clarke, rf.	Long, ss.	
Wagmer, ss.	Moran c.	
Mathewson, p.	Hale, p.	

POLO GROUNDS, July 2.-Beautiful like Beaneater from Boston and the sadeyed aggregation of oft-beaten Giants this afternoon. It brought out more of came to the Polo Grounds early enough to see the broken-down New Yorkers trying to warm up to playing form be fore the game.

tan's baseball enthusiasts. It was the sunny face of McGraw, of Baltimore, and they pinned their faith in a soon-to-be reorganized and braced-up team on the snappy little American Leaguer, with the cherished thought that he might be son and travel northward to manage the

They know full well that if he cam he would bring in his wake all the good Orioles, with strong inclinations toward as brilliant as usual. One reason is Joe Kelly and Robinson. But the good perhaps that the same stereotyped races news came not. However, it served to spur the crushed and beaten-down Gisists to sharper effort.
Smith selected Sparks to puzzle the

o oatch his curves. Hale held the box for Boston and Moran was his mate. Smith stopped Cooley's not grounder.
Jones fel over Tenny's low fly. Tenny
making second. Clark caught Demont's pop-up to right, and Maty
struck Carney out. No runs.
- Brodfe's liner was too hot for Demont
an dianded him at first, but he was too

(Continued on Fourth Page.)

and Maine Road Thrown Down Embankment-Three Coaches Wrecked.

BENNINGTON, Vt., July 2.-The

SERIOUSLY INJURED. HUCKENSIUS, ALLEN, Philadeljuries to back; will probably die. PROVENCHE, JOHN, baggagemas-

O'BRIEN, DANIEL, North Adams DOYLE, WILLIAM, New York. HUTCHINSON, J. R., Sheldon, Vt. PARSONS R. B., conductor, of

The train was the regular night express to Montreal, over the Boston and Maine Railroad, and was made up of tion car. While passing over a switch a loose wheel on the combination car caught between the rails and the cars were derailed, three coachs being totally wrecked.

The injured were brought here and the seriously injured were taken to The tender and four cars including the covered.

mail car rolled down an embankment and into a trestlework of the Benning-

ately responded to a telephone summons phoning a "story" to his office, Mr. Ma-thews waited awhile, but after losing The accident occurred one mile west

about himself. But told me at times, I mer days were not ly age young Burke diern on South street and the West Indian the West

R. T. WAINWRIGHT'S SON

Little Fellow Was Out Riding with His Parent-Pony Bolted After Parent's Horse Stumbled and Ran Away-Unseated, His Foot Caught in Stirrup and He Was Dragged a Considerable Distance.

Richard T. Wainright, the seven- caught in the stirrup and he was architect, and great grandson of the late Bishop Wainright, was killed today while out riding with his mother. The boy was on a pony recently

imported from Ireland; his mother rode a cob horse. The horse stumbled, threw Mrs.

PORTCHESTER, N. Y., July 2 .- 1 ing his little rider. One of his feet year--old son of Richard T. Wain- dragged a great distance. When the

> Mrs. Wainwright, who had been badly bruised when pitched from her horse, fainted when told that her boy was dead. The body was taken to the Wait

wright home in Rye.

Mr. Wainwright is a member of Wainwright and ran away. The pony the American Yacht Club and well made a bolt after the horse, unseat- known throughout Westchester.

this afternoon. It brought out more of DUSTER AT 2 TO I WINS THE VERNAL STAKES.

One bright ray of hope permeated the deadly gloom in the heart of Manhat- Oakington, Evening World's Tip at 20 to 1 Takes Opening Event-Gunfiire Wins the Mermaid.

RACE TRACK, SHEEPSHEAD BAY,

The only real good race to-day was the vernal Stakes for fillies two years old, and as this was run out of the stretch, where show than the last furlong. There was an a length in front of Boston bunch, and Yeager went in again than the last furlong. There was an excellent field and a good contest was

spectacle and one or two other races were fairly interesting. The Mermaid Stakes looked like a walkover for the Whitney filly Gunfire.

Start peor. Won driving. Time—1.06 3-5.
Kentucky Rose, Oakington and Buttons were the pacemakers in close order to the bend, where Kentucky Rose and Oakington drew away. They fought it out between them, Oakington winning by a neck from Kentucky Rose, who was three lengths in front of Buttons. Oakington was the first mount of Lee Jackson since he broke his collar bone at Gravesend. Oakington was a 20 to 1 chance, handicapped by The Evening World to win.

SECOND RACE.

| Starters, whts., joeks. St. Hif. Fin. Str. Place. Operator, 112, O'Connor... 1 31 11 5-2 Even Wealth. 107, Wonderly... 2 21 22 7 5-2 Argragor, 112, Bullman... 7 6 33 8 3 Grand Opera. 105, Burns. 4 4 4 7-5 Handicapper, 107, Rice... 2 15 5 40 10 Belle of Troy. 122, Odom 5 7 6 5-2 Even Homestead, 119, Jackson. 6 5 7 15 Start fair. Won driving. Time-1.22. Wealth was the first to show, but Handicapper at once raced to the front and made pace to the turn, followed by Wealth, Operator and Grand Opera. On the turn Handicapper began to die and Wealth took the lead, holding it into the stretch, where there was a general closing up at the sixteenth pole. Operator jumped out of the bunch and in a

Starters, whts. jocks.
Philippine, 101. Rice.
Mosketo, 103. Michaels
Carrier Pigson, 94. Redfern.
Vitelius, 108. Martin.
Cougar, 106. Smith.
Dachalund, 103. Burns.
Ninonis, 104. Cochran.
Bessie McCarthy, 99. Wonderly.
Alsike, 98. D. O'Cooner.
Shandoufield, 98. Cummings.
Won by Philippine. Won by Philippine. Mosketo was secon Carrier Pigeon third

CONWAY'S WIFE SUES TO SEND RACE TIPS HIM FOR SUPPORT.

Why the telephone bills for the telephone in the Committee Room of the Board of Aldermen have enormously in- raigned in Harlem Court this afternoon creased lately was explained to-day on complaint of his wife, Bella, of No. when a young man was found using it 109 East Seventy-fifth street, who for sending tips on the races. Inciden- charges him with non-support. tly the latest centre for sending information to various pool-rooms was dis-

mail car rolled down an embankment and into a trestlework of the Bennington and Hoosick Valley Railroad Comtant the car ahead.

The last car telescoped the car ahead.

Doctors from Hoosick Falls immediately responded to a telephone summons at "story" to his office, Mr. Matter by the car alter th about ten minues he also lost his ps

Walter M. Conway, a retired merchant living at the Hotel Barttholdi, was ar-

Mrs. Conway says his property is come of \$5,000 a year. They were mar-The discovery was made by Alderman ried in 1894 and in 1901 Conway sued his

> financing LONDON, July 1.—8. H. Smith and F. L. Riseley beat the brothers Doherty, holders of the all-England doubles championship, by 4-6, 8-6, 4-3, 4-6 and 11-9.

ALBION GAS PLANT SOLD. ALBION, N. Y., July 2.—The Algas plant, which was owned by

Jersey capitalists, has been sold to the